

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
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FLOOR DEBATE

February 24, 2006 LB 1014, 1115, 1135, 1136, 1137

of that committee. LB 1135, also introduced by Senator Brashear; this bill would repeal Nebraska's current borrowing statute and replace it with the Uniform Conflict of Laws Limitation Act. The act would address the question of the application of statutes of limitations, when Nebraska courts apply the laws of other states under conflict of law principles. LB 1136, also introduced by Senator Brashear; this bill clarifies that a case filed under the Administrative Procedure Act that has been remanded from the district court to a state agency for further proceedings is a continuation of the prior contested case, and does not create a new case. The committee amendment to LB 1136 further clarifies the intention of the bill. LB 1137, also introduced by Senator Brashear, changes the monetary or personal property amount that a person may deliver to a minor without a conservatorship from \$10,000 to \$25,000 per annum. Again, those members present unanimously advanced all the bills from the committee. I would urge the body to adopt AM2038. Thank you.

SENATOR CUDABACK: Thank you, Senator Bourne. Mr. Clerk, a motion.

CLERK: Mr. President, Senator Cunningham would move to amend the committee amendments, AM2405. (Legislative Journal page 764.)

SENATOR CUDABACK: Senator Cunningham.

SENATOR CUNNINGHAM: Thank you, Senator Cudaback and members. AM2405 contains the provisions of LB 1014, if you want to look it up on your machine. This amendment increases the jurisdictional limit for small claims court from \$2,700 to \$4,000, as of July 1 of this year. LB 1014 was advanced from the committee on a 6-0 and 2 vote, and no one testified at the committee hearing. This past summer the Nebraska Supreme Court did raise the small claims court amount from \$2,400 to \$2,700, effective July 1 of this past year, in compliance with Nebraska statutes that direct them to adjust the amount every fifth year, in accordance with changes in the Consumer Price Index. LB 1014...under LB 1014, the next adjustment would occur in four years, after which adjustments would take place every five years